

**LUMPKIN COUNTY
BOARD OF COMMISSIONERS**

Regular Meeting Agenda

**Dahlonega City Hall
465 Riley Road
Dahlonega, Georgia**

**July 19, 2007
7:00 P.M.**

I. CALL TO ORDER

Chairman Gooch

II. INVOCATION

Reverend Father Robert Frederick
St. Luke The Evangelist Catholic Church

III. APPROVAL OF AGENDA

IV. PRESENTATION

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V. PROCLAMATIONS

- Honoring Karen Peck and The New River Gospel Group
- Firefighters Recognition and Appreciation Month

VI. APPROVAL OF MINUTES

- June 21, 2007 Appeal Hearing 6:00 p.m.
- June 21, 2007 Public Hearing 6:30 p.m.
- June 21, 2007 Regular Meeting 7:00 pm.
- July 5, 2007 Appeal Hearing 8:30 a.m.
- July 5, 2007 Work Session 9:00 a.m.
- July 9, 2007 Special Called Work Session 4:00 p.m.

VII. REPORTS

- Department reports are on file in the Board of Commissioners Office
- Elected Officials

VIII. RESOLUTIONS

- 2007-35 Civil Service Amendment – Special Merit Increases
- 2007-36 Sam Davis Road -Reduce the right-of-way from 80 feet to 60 foot

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IX. CONTRACTS

- The Legacy Link, Inc. – Nutrition Program Contract FY-2008
- Workers' Compensation - Proposals
- Plaza Signage Program – Proposals
- Juvenile Judge's Office Space – Lease
- Colditz Trucking – Contract Extension Capt. McDonald Road
- Teresia L. Satterfield – Cleaning Contract Courthouse, Annex A and Annex B
- William Tison - Lumpkin County-Wimpy Airport Tie Down Agreement
- Robeert H. Woolley - Lumpkin County-Wimpy Airport Lease Agreement
- QPUBLIC LLC – Web Hosting Agreement
- Enotah Circuit Public Defender – 2007 Budget Amendment
- Enotah Circuit Public Defender – 2008 Indigent Defense Services Agreement
- Enotah Judicial Circuit - Indigent Defense Service Agreement/City of Dahlonega
- Yahoola Creek Park Soccer Fields - Lighting

X. OTHER ITEMS

- Annexation Request Tax Ref: Map 080 Parcel 032 – City of Dahlonega
- Annexation Request Tax Ref: Map 061 Parcel 013 – City of Dahlonega
- GMRDC – City of Dahlonega/Development of Regional Impact DRI-1472, Birch River

XI. COMMENTS

- COUNTY MANAGER
- CHAIRMAN
- COMMISSIONER
- COUNTY ATTORNEY
- PUBLIC

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**July 19, 2007
7:00 P.M.**

XII. ANNOUNCEMENTS

Future Meetings:

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|--|----------------------------|
| ➤ Public Hearing-City Hall
(400 Landfill) | July 26, 2007 at 7:00 p.m. |
| ➤ Public Hearing-City Hall
(Road Abandonment - Sheep Wallow Road) | Aug. 02, 2007 at 8:15 a.m. |
| ➤ Appeal Hearing-City Hall
(Buffer Variance-Twenty -Two Enterprises LLC) | Aug. 02, 2007 at 8:30 a.m. |
| ➤ Work Session - City Hall | Aug. 02, 2007 at 9:00 a.m. |
| ➤ Public Hearing-City Hall
(Land Use Plan Map Amendment) | Aug. 02, 2007 at 6:00 p.m. |
| ➤ Joint BOC/Planning Work Session-City Hall
(BOC/Planning Commission-Subdivision Regulations) | Aug. 02, 2007 at 7:00 p.m. |
| ➤ *Public Hearing Proposed 2008 Budget-City Hall | Aug. 16, 2007 at 5:00 p.m. |
| ➤ *Public Hearing "Notice of Property Tax Increase"-City Hall | Aug. 16, 2007 at 6:00 p.m. |
| ➤ Board Meeting - City Hall | Aug. 16, 2007 at 7:00 p.m. |
| ➤ *Public Hearing "Notice of Property Tax Increase"-Courthouse | Aug. 21, 2007 at 9:00 a.m. |
| ➤ *Public Hearing "Notice of Property Tax Increase"-Courthouse | Aug. 21, 2007 at 4:00 p.m. |
| ➤ Work Session - City Hall | Sep. 06, 2007 at 9:00 a.m. |
| ➤ Board Meeting - City Hall | Sep. 20, 2007 at 7:00 p.m. |

*Requirement 2008 Budget Calendar

XIII. ADJOURN

Chairman Gooch

**MINUTES OF THE REGULAR MONTHLY MEETING OF THE
LUMPKIN COUNTY BOARD OF COMMISSIONERS**

July 19, 2007

CALL TO ORDER

Chairman Gooch called the meeting to order at 7:00 p.m. in the Council Chamber of Dahlonega City Hall. Stephen Gooch, John Raber, Deborah Hutcheson, and Clarence Grindle were present. Clarence Stowers was not in attendance.

INVOCATION

Reverend Father Robert Frederick, St. Luke The Evangelist Catholic Church gave the invocation and led in the pledge of allegiance.

APPROVAL OF AGENDA

Motion: Commissioner Raber made a motion to approve the agenda. This motion was seconded by Deborah Hutcheson and approved by all district commissioners present. Motion carried.

PROCLAMATIONS

Karen Peck and The New River Gospel Group

Chairman Gooch read a proclamation honoring Karen Peck and The New River gospel group for their dedication and service to the community and the citizens of Lumpkin County. Each year a large group of people touched by this gospel group stays in and visits our county due to this inspirational occasion.

Motion: Commissioner Hutcheson made a motion to approve this resolution. Commissioner Grindle seconded this motion. John Raber, Deborah Hutcheson and Clarence Grindle then approved the motion. Motion carried.

Firefighters Recognition and Appreciation Month

Chairman Gooch read a proclamation proclaiming July 2007 as Firefighters Recognition and Appreciation Month in Lumpkin County and called upon our citizens to pay special tribute to the firefighters and fire departments that contribute to the safety and well being of our county.

Motion: Commissioner Hutcheson made a motion to approve this resolution. Commissioner Grindle seconded this motion. John Raber, Deborah Hutcheson and Clarence Grindle then approved the motion. Motion carried.

Sharon Hall of The Dahlonega Nugget then took a picture of the Board of Commissioners and Firefighters that were present for the occasion.

APPROVAL OF MINUTES

June 21, 2007 Appeal Hearing 6:00 p.m.

June 21, 2007 Public Hearing 6:30 p.m.

June 21, 2007 Regular Meeting 7:00 pm.

July 5, 2007 Appeal Hearing 8:30 a.m.

July 5, 2007 Work Session 9:00 a.m.

July 9, 2007 Special Called Work Session 4:00 p.m.

Motion: Commissioner Raber made a motion to approve the minutes as written and presented. Deborah Hutcheson seconded this motion. John Raber, Deborah Hutcheson and Clarence Grindle then approved the motion. Motion carried.

REPORTS

Department reports are on file in the Board of Commissioners Office
Elected Officials

Chairman Gooch recognized students in attendance from the North Georgia College and State University government class.

RESOLUTIONS

2007-35 Civil Service Amendment – Special Merit Increases

Chairman Gooch read a resolution that the governing authority of Lumpkin County has determined that the provisions of the Lumpkin County Civil Service Plan requires amendment to provide for the appropriate management of salaries paid to Lumpkin County employees who are under the civil service plan. Lumpkin County desires to delete the provision for special merit raises under the plan.

Motion: Commissioner Hutcheson made a motion to approve this resolution. Commissioner Grindle seconded this motion. John Raber, Deborah Hutcheson and Clarence Grindle then approved the motion. Motion carried.

2007-36 Sam Davis Road - Reduce the right-of-way from 80 feet to 60 foot

Chairman Gooch read a resolution that the portion of Sam Davis Road lying and being thirty feet (30') on either side of the center line of the paved portion of said road, plus a "cul-de-sac" turnaround with radius of forty feet (40') at the end of the paving, shall continue to be a County Road of the Lumpkin County Road System. Such property lying outside the limits of the said County Road, as hereinabove described shall be abandoned.

Motion: Commissioner Raber made a motion to approve this resolution. Commissioner Grindle seconded this motion. John Raber, Deborah Hutcheson and Clarence Grindle then approved the motion. Motion carried.

CONTRACTS

The Legacy Link, Inc. – Nutrition Program Contract FY-2008

This agreement is to renew the existing arrangement for the operation of one nutrition site in Lumpkin County, which includes one meal a day, five days a week for a total of 5,000 units to 45 elderly persons, 19,000 units of home-delivered nutrition services to 75 elderly persons, and other education and activities as spelled out in the agreement. The agreement extends from July 1, 2007 to June 30, 2008.

Motion: Commissioner Raber made a motion to approve The Legacy Link, Inc. – Nutrition Program Contract FY-2008. Deborah Hutcheson seconded this motion. John Raber, Deborah Hutcheson and Clarence Grindle then approved the motion. Motion carried.

Workers' Compensation – Proposals

The County received proposals for Workers' Compensation Insurance coverage from ACCG-Group Self-Insurance Workers' Compensation Fund (ACCG-GSIWCF) and Stringer Insurance Agency.

County Manager Stan Kelley stated that staff had reviewed the proposals and recommends remaining with the ACCG-Group Self-Insurance Workers' Compensation Fund.

Motion: Commissioner Raber made a motion to accept Stringer Insurance Agency's proposal. This motion did not receive a second. Motion died.

Motion: Commissioner Hutcheson made a motion to remain with ACCG-Group Self-Insurance Workers' Compensation Fund. Clarence Grindle seconded this motion. Deborah Hutcheson and Clarence Grindle then voted to approve the motion. John Raber voted no. Motion carried.

Plaza Signage Program – Proposals

A representative addressed the Board. National Sign Plazas will figure out what the county's needs are with a charge of \$65.00 per panel per month plus any additional amount the county wishes to add. Signs would serve a similar purpose as signs along the Interstate Highway. National Sign Plazas is requesting a one-year (1) commitment and thereafter five (5) years.

Chairman Gooch asked the County Manager, Planning Director and Public Works Director to put together details and bring information back to the next meeting.

James A. Anderson/Juvenile Judge's Office Space – Lease

This lease provides office space for the Enotah Judicial Circuit Juvenile Judge. The location is 81 Crown Mountain Place, Suite C300, Dahlonega, Georgia 30533. Counties making up the Enotah Judicial Circuit will share the cost of the lease.

Term: July 1, 2007 to June 30, 2008

Amount: \$850.00 per month

***Motion:** Commissioner Raber made a motion to approve the lease of office space for the Enotah Judicial Circuit Juvenile Judge. Deborah Hutcheson seconded this motion. John Raber, Deborah Hutcheson and Clarence Grindle then approved the motion. Motion carried.*

Colditz Trucking, Inc. – Contract Extension Capt. McDonald Road

This is an extension of a contract for the paving of Captain McDonald Road. Colditz Trucking, Inc. shall furnish all necessary labor and equipment for the paving of an additional 1.7 miles of Captain McDonald Road at a width of 24 feet.

Amount: \$63.47 per ton ASPHALT CONCRETE 12.5 MM SUPERPAVE GP 1 or 2, INCL. BITUM. MATL. & H LIME

\$60.15 per ton ASPHALT CONCRETE 19 MM SUPERPAVE, GP 1 OR 2, INCL. BITUM. MATL. & H LIME

\$ 5.55 per gallon TACK

***Motion:** Commissioner Hutcheson made a motion to allow this work to continue by extending the contract at the current contract price of \$63.47 per ton. Clarence Grindle seconded this motion. John Raber, Deborah Hutcheson and Clarence Grindle then approved the motion. Motion carried.*

Teresia L. Satterfield – Cleaning Contract Courthouse, Annex A and Annex B

This cleaning contract is to clean and maintain all offices and common areas of the Lumpkin County Courthouse and Lumpkin County Annex A and Annex B buildings.

***Motion:** Commissioner Raber made a motion to approve this contract. Clarence Grindle seconded this motion. John Raber, Deborah Hutcheson and Clarence Grindle then approved the motion. Motion carried.*

William Tison - Lumpkin County-Wimpy Airport Tie Down Agreement

Tie down agreement for Tie Down #3 at \$25.00 per month X 6 months = \$150.00.

The County Manager brought to the attention of the Board that the person requesting this tie down is an out-of-county resident. Public Works Director Eddy Harris said there are tie downs sitting vacant at the airport. Mr. Harris said we have eleven tie downs and three are leased. Commissioner Raber said he was not opposed to the contract but that county residents should be allowed the first opportunity to lease space at the airport.

***Motion:** Commissioner Hutcheson made a motion to accept this contract. Commissioner Hutcheson then asked that the motion be removed and that the contract be sent back to the Airport Committee.*

Chairman Gooch said he believes the Airport Committee established some policies.

Robert H. Woolley - Lumpkin County-Wimpy Airport Lease Agreement

This is a lease agreement for Hangar Space # H with a length of 45 linear feet of taxiway frontage, which was previously leased by Mr. Chris Mihok.

Public Works Director Harris said the airport hanger has already been sold to an out of county resident. Commissioner Raber said the previous owner, Mr. Mihok, was running a business out of his hanger. Chairman Gooch said he believes we established regulations that commercial businesses could not operate at the airport.

The Board agreed to table the airport leases until a policy is found or established.

QPUBLIC LLC – Web Hosting Agreement

QPUBLIC agrees to provide the County with services either directly or in conjunction with an Internet Service Provider of QPUBLIC's choosing for hosting of a site or sites on the World Wide Web portion of the Internet.

Chairman Gooch asked if this program had already been launched. County Manager Kelley said this contract had been sign incorrectly by a department head. Chairman Gooch said contracts are to come before the Board before being entered into.

***Motion:** Commissioner Hutcheson made a motion to approve the contract with QPUBLIC LLC. John Raber seconded this motion. John Raber, Deborah Hutcheson and Clarence Grindle then approved the motion. Motion carried.*

Enotah Circuit Public Defender – 2007 Budget Amendment

The 2007 Budget Amendment provides for the increased health benefits costs imposed by the State, along with a 3% COLA for the locally funded State employees. The 2006 rollover amounts are more than adequate to fund the Amendment.

***Motion:** Commissioner Raber made a motion to approve the Enotah Circuit Public Defender 2007 Budget Amendment. Deborah Hutcheson seconded this motion. John Raber, Deborah Hutcheson and Clarence Grindle then approved the motion. Motion carried.*

Enotah Circuit Public Defender – 2008 Indigent Defense Services Agreement

This agreement is to provide for the operation of an indigent defense system to assure that adequate and effective legal representation is provided, independent of political considerations or private interests, to indigent defendants in criminal cases consistent with the standards adopted by the Georgia Public Defender Standards Council.

***Motion:** Commissioner Hutcheson made a motion to approve the 2008 Indigent Defense Services Agreement. John Raber seconded this motion. John Raber, Deborah Hutcheson and Clarence Grindle then approved the motion. Motion carried.*

Enotah Judicial Circuit - Indigent Defense Service Agreement/City of Dahlonega

The Public Defender Office agrees to provide representation to indigent persons in probation revocation hearings in the City Court of Dahlonega. The City agrees to pay the Public Defender Office \$5,500.00 for the services stated in Section 1.01 of the agreement. The County agrees to act as the fiscal agent for the Public Defender Office for this agreement. The City agrees to pay the above stated amount to the County for use by the Public Defender Office. The amount to be paid includes a 7% administrative services fee.

***Motion:** Commissioner Hutcheson made a motion to approve the Indigent Defense Services Agreement/City of Dahlonega. John Raber seconded this motion. John Raber, Deborah Hutcheson and Clarence Grindle then approved the motion. Motion carried.*

Yahoola Creek Park Soccer Fields – Lighting

Sport Fields Unlimited, Inc. contract extension for the installation of Musco lighting system on the soccer field

County Manager Kelley said he had inquired how much more it would cost to light the soccer fields. Mr. Kelley said lighting the soccer field would allow longer playing time during the fall soccer season. The additional \$86,000.00 expense would be funded out of fund balance or contingency. This money could be reimbursed out of SPLOST. Public Works Director Harris explained how this could be cost effective to do the lights at this time. The completion date is scheduled for October 2007.

When the Board asked how we know if we are getting a good price Mr. King Evans with Clough Harbour & Associates said the price is very good compared to pricing he received recently on a similar project.

Motion: Commissioner Grindle made a motion to approve the extension of the contract with Sports Fields Unlimited, Inc. Deborah Hutcheson seconded this motion. John Raber, Deborah Hutcheson and Clarence Grindle then approved the motion. Motion carried.

OTHER ITEMS

Annexation Request Tax Ref: Map 080 Parcel 032 – City of Dahlonega

Owner/Applicant: Paul H. Van Leeuwen, Southeast Lanco, Birch River Chestatee Company, Chestatee Holding Company. Currently Zoned: County Residential Growth Area

Motion: Commissioner Raber made a motion to agree with the proposed annexation request for Map 080 Parcel 032. Clarence Grindle seconded this motion. John Raber, Deborah Hutcheson and Clarence Grindle then approved the motion. Motion carried.

Annexation Request Tax Ref: Map 061 Parcel 013 – City of Dahlonega

Owner/Applicant: Floyd Wimpy and Vernon Grizzle. Currently Zoned: County Residential Growth Area

Motion: Commissioner Raber made a motion to agree with the proposed annexation request for Map 061 Parcel 013. Deborah Hutcheson seconded this motion. John Raber, Deborah Hutcheson and Clarence Grindle then approved the motion. Motion carried.

GMRDC – City of Dahlonega/Development of Regional Impact DRI-1472, Birch River

The Georgia Mountains Regional Development Center has received a request from the City of Dahlonega to review a proposed mixed-use development as a Development of Regional Impact (DRI).

The Planning Director will reply to the GMRDC with comments and corrections on the DRI.

COMMENTS

COUNTY MANAGER

Mr. Kelley asked the Board if they would consider changing the meeting date for the Joint BOC/Planning Work Session from August 2, 2007 to August 9, 2007. The Board members agreed to this change.

CHAIRMAN

Chairman Gooch announced that NOA and Community Helping Place would be doing a presentation at the August 2, 2007 work session.

COMMISSIONERS

No comments

COUNTY ATTORNEY

No comments

Regular Meeting
July 19, 2007
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PUBLIC

Tommy Folger addressed the board and thanked the board for holding off on the buffers. Mr. Folger asked if the board ever authorized Lamar Paris to speak for Lumpkin County. Chairman Gooch responded that the Board has never authorized Lamar Paris to speak for Lumpkin County. Mr. Folger asked if the county has ever received an itemized bill from Trout Sanders. Chairman Gooch told Mr. Folger to request any copies of records from the County Clerk.

ADJOURN

There being not further business the Chairman asked for a motion to adjourn.

Motion: Commissioner Hutcheson made a motion to adjourn the meeting at 7:45 p.m. The motion was seconded by John Raber and approved by all district commissioners present. Motion carried.

8/16/2007
Date

Stephen W. Gooch
Stephen W. Gooch, Chairman
Lumpkin County Board of Commissioners

Attest:

Ruth A. Bohac
Ruth A. Bohac
Clerk, Lumpkin County